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1	Legislative Counsel 7D43		
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ACTION	DIRECT REPLY	PREPARE REPLY	
APPROVAL	DISPATCH	RECOMMENDATION	
COMMENT	FILE	RETURN	
CONCURRENCE	INFORMATION	SIGNATURE	
Remarks: <p>Attached is some alternate language for the Proxmire bill. It may provide a basis for having a session with Ed Braswell. As you well know, this is a very tricky business and we are not at all satisfied that there should be any change. As the attached editorial indicates, why pass another law forbidding the Agency to do what it is already forbidden to do. We will be happy to join in a meeting with Braswell if you desire.</p> <p style="text-align: right;">SIGNED </p>			
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FROM: NAME, ADDRESS AND PHONE NO.			DATE
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FORM NO. 237 Use previous editions

(40)

S. 1935

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That section 102 of the National Security Act of 1947, as amended (50 U.S.C. 403), is amended by adding at the end thereof a new subsection as follows:

"(g)(1) Nothing in this or any other Act shall be construed as authorizing the Central Intelligence Agency to--

"(A) carry out, directly or indirectly, within the United States, either on its own or in cooperation or conjunction with any other department, agency, organization, or individual any police or police-type operation or activity, any law enforcement operation or activity, or any internal security operation or activity: Provided, however, that nothing in this Act shall be construed to prohibit the Central Intelligence Agency from providing for the protection of its installations or conducting security investigations of its personnel and persons having a need for access to its information;

"(B) this wording is deleted on the grounds that it is patently unconstitutional;

"(C) participate, directly or indirectly, in any illegal activity within the United States; or

"(D) this wording is deleted on the grounds that it is patently unconstitutional.

M - 463,503
S - 867,810

JUN 11 1973

Proxmire's unhelpful idea

By the time Watergate and all it stands for has been exhaustively explored by the Senate Select Investigating Committee and all the other concerned congressional panels, legislation undoubtedly will be found necessary to prevent any repetition.

Meanwhile, however, we see no reason to pass legislation that is already on the books.

We are referring to the proposal,

made on the Senate floor the other day by Sen. William Proxmire, that the Central Intelligence Agency be prohibited from engaging in illegal activity within the United States.

As the Wisconsin Democrat knows, or at least as he should know, the CIA is forbidden, by the 1947 act which established it, from engaging in any internal security functions, legal or otherwise.

Obviously, there were men at the pinnacle of power in the White House who did not understand this, or care. That is one of the things that Watergate has come to stand for, but the senator is not very helpful in telling us how to give men such understanding of, or appreciation for, the law of the land.

But to pass a law forbidding the CIA from doing what it is already forbidden to do is about as useful as passing new laws forbidding the burglarizing of political headquarters or psychiatrists' offices.